

THOMAS WAYNE PARKER	§	
VS.	§	CIVIL ACTION NO. 1:18-CV-412
CHARLES E. SIRINGI, ET AL.	§	

Plaintiff Thomas Wayne Parker, a prisoner currently confined at the Ramsey Unit of the Texas Department of Criminal Justice, Correctional Institutions Division, filed this civil rights action pursuant to 42 U.S.C. § 1983 against Charles E. Siringi, Reginald Chambers, and Tina Mayo.

The court has received and considered the Report and Recommendation of United States Magistrate Judge, along with the record and the pleadings. Petitioner filed objections to the magistrate judge's Report and Recommendation.

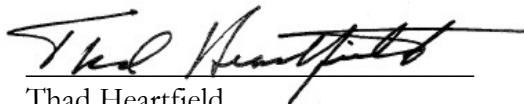
The court has conducted a *de novo* review of the objections in relation to the pleadings and the applicable law. *See* FED. R. CIV. P. 72(b). After careful consideration, the court concludes the objections are without merit. Plaintiff did not exhaust administrative remedies before he filed this civil rights action, which was received by the court on August 22, 2018. Plaintiff’s “Notice of Step

1 Grievance” shows that he filed a Step 1 grievance, which was denied on August 23, 2018. Plaintiff states that he chose not to file a Step 2 grievance. Because plaintiff did not exhaust administrative remedies, his complaint fails to state a claim upon which relief may be granted.

ORDER

Accordingly, plaintiff’s objections (document no. 32) are **OVERRULED**. The findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge (document no. 28) is **ADOPTED**. A final judgment will be entered in this case in accordance with the magistrate judge’s recommendation.

SIGNED this the 14 day of **January, 2020**.


Thad Heartfield
United States District Judge